



**CITY COUNCIL OF THE CITY OF LA HABRA  
ADJOURNED REGULAR MEETING 5:30 P.M.  
&  
REGULAR MEETING 6:30 P.M.  
&  
REGULAR JOINT MEETING WITH THE  
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY  
OF THE CITY OF LA HABRA,  
LA HABRA CIVIC IMPROVEMENT AUTHORITY,  
CITY OF LA HABRA HOUSING AUTHORITY,  
AND LA HABRA UTILITY AUTHORITY**

**MONDAY, MAY 1, 2023**

COUNCIL CHAMBER  
100 EAST LA HABRA BOULEVARD  
LA HABRA, CALIFORNIA 90631

The Regular Meeting of the City Council and Regular Joint Meeting with the Successor Agency to the Redevelopment Agency of the City of La Habra, La Habra Civic Improvement Authority, City of La Habra Housing Authority, and La Habra Utility Authority for May 1, 2023, will be at the City of La Habra Council Chamber located at 100 East La Habra Boulevard, La Habra, California. The City Council Chamber will be open to the public at 6:00 p.m. and the meeting will start promptly at 6:30 p.m.

The public is encouraged to participate in the Regular Meeting of the City Council and Regular Joint Meeting with the Successor Agency to the Redevelopment Agency of the City of La Habra, La Habra Civic Improvement Authority, City of La Habra Housing Authority, and La Habra Utility Authority by attending in person or submitting written comments via email to [cc@lahabraca.gov](mailto:cc@lahabraca.gov) no later than 5:00 p.m. on Monday, May 1, 2023. Written comments sent to the City by 5:00 p.m. on the day of the meeting will be printed and provided to the City Council prior to the meeting. The meeting can also be viewed live through the City of La Habra website at [www.lahabraca.gov/356/Archived-Council-Videos](http://www.lahabraca.gov/356/Archived-Council-Videos) by clicking on "Watch Live" at 6:30 p.m.

The City of La Habra live broadcasts and replays City Council Meetings on La Habra Cable Channel 3 and over the website at [www.lahabraca.gov](http://www.lahabraca.gov). Please note that in person attendance at this public meeting may result in the recording and broadcast of your image and/or voice.

The City of La Habra makes every effort to comply with the Americans with Disabilities Act (ADA) in all respects. Should you need special assistance to participate in this meeting, please contact the City Clerk's Office at (562) 383-4030 or [cc@lahabraca.gov](mailto:cc@lahabraca.gov) prior to the meeting. Every effort will be made to provide reasonable accommodations.

**ADJOURNED REGULAR MEETING 5:30 P.M.:**

**CALL TO ORDER:** Council Chamber, Closed Session Room 112c

**ORAL COMMUNICATIONS FROM THE PUBLIC FOR CLOSED SESSION MATTERS:**

**CLOSED SESSION:**

1. Conference with Real Property Negotiator per Government Code Section 54956.8 -- Property: Railroad line between east and west City limits, north of Lambert Road; Agency negotiator: City Manager; Negotiating parties: Union Pacific Railroad; Under negotiation: Price and terms.

**ADJOURNMENT:**

**REGULAR MEETING & REGULAR JOINT MEETING 6:30 P.M.:**

**CALL TO ORDER:** Council Chamber

**INVOCATION:** City Attorney/Legal Counsel Jones

**PLEDGE OF ALLEGIANCE:** Councilmember/Director Medrano

**ROLL CALL:** Mayor/Director Gomez  
Mayor Pro Tem/Director Nigsarian  
Councilmember/Director Espinoza  
Councilmember/Director Medrano  
Councilmember/Director Simonian

**CLOSED SESSION ANNOUNCEMENT:**

**PROCLAMATIONS/PRESENTATIONS:**

1. RECOGNITION OF THE KOTICK FAMILY AS THE 2023 RESIDENTIAL BEAUTIFICATION AWARD RECIPIENT
2. PROCLAIM MAY 8-14, 2023, AS AMERICAN LUNG ASSOCIATION TURQUOISE TAKEOVER WEEK IN THE CITY OF LA HABRA
3. PROCLAIM APRIL 30 THROUGH MAY 6, 2023, AS PROFESSIONAL MUNICIPAL CLERKS WEEK IN THE CITY OF LA HABRA

**PUBLIC COMMENTS:** When addressing the La Habra City Council, please complete a Speaker's Card before leaving the Council Chamber.

General Public Comments shall be received at the beginning of the governing body meeting and limited to three (3) minutes per individual, with a total time limit of 30 minutes for all public comments, unless otherwise modified by the Mayor or Chair. Speaking time may not be granted and/or loaned to another individual for purposes of extending available speaking time, and comments must be kept brief, non-repetitive, and professional in nature.

The general Public Comment portion of the meeting allows the public to address any item of City business not appearing on the scheduled agenda. Per Government Code Section 54954.3(a), such comments shall not be responded to by the governing body during the meeting.

**CONSENT CALENDAR:**

All matters on Consent Calendar are considered to be routine and will be enacted by one motion unless a Councilmember, City staff member, or member of the audience requests separate action or removal of an item. Removed items will be considered following the Consent Calendar portion of this agenda. Public comment shall be limited to three (3) minutes per individual, with a total time limit of 30 minutes per item that has been removed for separate discussion, unless otherwise modified by the Mayor. Speaking time may not be granted and/or loaned to another individual for purposes of extending available speaking time, and comments must be kept brief, non-repetitive, and professional in nature.

**CITY COUNCIL:**

1. PROCEDURAL WAIVER: Waive reading in full of resolutions and ordinances and approval and adoption of same by reading title only.
2. APPROVE DENIAL OF LIABILITY CLAIM OF MR. MARK DAVIS

That the City Council deny the claim of Mr. Mark Davis in order to set a definite six-month Statute of Limitations date.

3. APPROVE DENIAL OF LIABILITY CLAIM OF MS. KAREN TOWNSEND

That the City Council deny the claim of Ms. Karen Townsend in order to set a definite six-month Statute of Limitations date.

4. APPROVE PLANS AND SPECIFICATIONS AND AWARD CONTRACT TO ONYX PAVING COMPANY, INC., FOR CONSTRUCTION OF THE ANNUAL SIDEWALK AND CURB ACCESS RAMP IMPROVEMENTS FISCAL YEAR 2021-2023, CITY PROJECT NO. 1-R-22

That the City Council

A. Approve Plans and Specifications for the Annual Sidewalk and Curb Access Ramp Improvements Fiscal Year 2021-2023, City Project No. 1-R-22;

B. Award construction contract for the Annual Sidewalk and Curb Access Ramp Improvements Fiscal Year 2021-2023, City Project No. 1-R-22 to Onyx Paving Company, Inc., of Anaheim, California, in the amount of \$373,000.00 and reject all other bids; and,

C. Approve and authorize the City Manager to execute an agreement with Onyx Paving Company, Inc., of Anaheim, California, in the amount of \$373,000.00; and authorize staff to issue a purchase order to Onyx Paving Company, Inc., of Anaheim, California, in the amount of \$447,600.00, which includes a 20 percent contingency.

5. APPROVE AGREEMENT WITH THE ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE FOR PROSECUTION SERVICES

That the City Council approve the agreement between the City of La Habra and the Orange County District Attorney for the Criminal Prosecution of City of La Habra ordinances.

6. APPROVE APPLICATION SUBMITTAL FOR AN IMPROVEMENT PROJECT TO THE ORANGE COUNTY TRANSPORTATION AUTHORITY FOR FUNDING UNDER THE ENVIRONMENTAL CLEANUP, TIER 1 GRANT PROGRAM FOR FISCAL YEAR 2023-2024

That the City Council APPROVE AND ADOPT RESOLUTION NO. \_\_\_\_ ENTITLED: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA, CALIFORNIA, AUTHORIZING AN APPLICATION FOR FUNDS FOR THE ENVIRONMENTAL CLEANUP, TIER 1 GRANT PROGRAM UNDER ORANGE COUNTY LOCAL TRANSPORTATION ORDINANCE NO. 3 FOR FULL TRASH CAPTURE SYSTEM INSTALLATIONS.

7. APPROVE A MONTH-TO-MONTH AGREEMENT WITH VALLEY MAINTENANCE CORPORATION FOR CUSTODIAL AND RELATED SERVICES AT CITY FACILITIES

That the City Council authorize a month-to-month agreement with Valley Maintenance Corporation for custodial and related services at various City facilities.

8. WARRANTS: APPROVE NOS. 00138667 THROUGH 00138882 TOTALING \$2,005,748.08

That the City Council approve Nos. 00138667 through 00138882 totaling \$2,005,748.08.

#### UTILITY AUTHORITY:

1. APPROVE AN AGREEMENT WITH RAFTELIS FINANCIAL CONSULTANTS, INC. IN THE AMOUNT OF \$72,425 TO CONDUCT A WATER AND SEWER RATE IMPACT FEE STUDY

That the Utility Authority:

A. Waive formal bidding requirements per the La Habra Municipal Code, Section 4.20.080(B) when a service firm has established such a successful past history of work with the City that it is clearly in the public interest not to negotiate with any other source; and,

B. Approve and authorize the Executive Director to execute a professional services agreement with Raftelis Financial Consultants, Inc., in an amount not to exceed \$72,425 to review and revise, as necessary, the Utility Authority's five-year Water and Sewer Fund financial plan and rate structure.

#### CITY COUNCIL, AGENCY, & AUTHORITIES:

1. FISCAL YEAR 2021-2022 AUDITED FINANCIAL REPORTS

That the City Council, City Agencies and City Authorities:

A. Receive and file the audited Fiscal Year 2021-2022 Annual Comprehensive Financial Report (ACFR) for the City of La Habra; and,

B. Receive and file the audited Fiscal Year 2021-2022 Single Audit Report

#### CONSENT CALENDAR ITEMS REMOVED FOR SEPARATE DISCUSSION:

**PUBLIC HEARINGS:** None at this time.

**CONSIDERATION ITEMS:** None at this time.

**MAYOR'S COMMUNITY CALENDAR:**

**COMMENTS FROM STAFF:**

**COMMENTS FROM COUNCILMEMBERS/DIRECTORS:**

**ADJOURNMENT:** Adjourned to Monday, May 15, 2023, at 5:30 p.m. in the City Council Closed Session Room 112c, 100 East La Habra Boulevard, followed by the Regular Meeting at 6:30 p.m. in the City Council Chamber.

Except as otherwise provided by law, no action shall be taken on any item not appearing in the foregoing agenda. A copy of the full agenda packet is available for public review at the Office of the City Clerk during regular business hours, and on the City's webpage at <http://www.lahabraca.gov/>.

Materials related to an item on this Agenda submitted to the City Council/Authority/Agency after distribution of the agenda packet are available for public inspection in the City Clerk's Office at 110 East La Habra Boulevard, La Habra, during normal business hours.

In accordance with the Federal Americans with Disabilities Act of 1990, should you require a disability-related modification or accommodation, including auxiliary aids or services to participate in the meeting due to a disability, please contact the City Clerk's Office at least ninety-six (96) hours in advance of the meeting at (562) 383-4030.

**DECLARATION:** This agenda was posted on the bulletin boards outside the south entrance of City Hall and the Council Chamber, where completely accessible to the public, at least 72 hours in advance of the City Council Meeting.

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Rhonda J. Barone, CMC  
City Clerk/Secretary